

**IN THE CIRCUIT COURT OF THE TWENTIETH JUDICIAL CIRCUIT IN AND FOR  
LEE COUNTY, FLORIDA**

EDWARD FITZGERALD and JUDE  
RICHVALE,  
Plaintiffs,

CASE NO. \_\_\_\_\_  
JURY TRIAL DEMANDED

v.

BONITA SPRINGS UTILITIES, INC.,  
Defendant.

\_\_\_\_\_ /

**COMPLAINT**

Plaintiffs Edward Fitzgerald and Jude Richvale, by and through undersigned counsel, sue Bonita Springs Utilities, Inc. for breach of fiduciary duty, negligence, gross negligence, intentional infliction of emotional distress, fraud, constructive fraud, violation of the Florida RICO Act, and injunctive relief, alleging:

**Jurisdiction and Venue**

1. This is an action for damages exceeding \$15,000 exclusive of attorney's fees and costs, and this Honorable Court has jurisdiction pursuant to Fla. Stat. §26.012.
2. All events described and pertaining to this Petition took place within or near Lee County, Florida, and venue is proper therein.

**Parties**

3. Plaintiff Edward Fitzgerald (hereafter "Fitzgerald") is a resident of Lee County, Florida, and a natural person residing at 13100 Southampton Avenue, Bonita Springs, FL 34135. Fitzgerald has been an active resident of the Bonita Springs community for many years, and has recently been active in running for director of Bonita Springs Utilities, Inc.

4. Plaintiff Jude Richvale (hereafter “Richvale”) is a resident of Lee County, Florida, and a natural person residing at 27354 Tennessee Street, Bonita Springs, FL 34135. Richvale has been an active resident of the Bonita Springs community for many years, and has recently been active in running for director of Bonita Springs Utilities, Inc.

5. Defendant Bonita Springs Utilities, Inc. (hereafter “BSU”) is a not for profit corporation and privately operated water utility whose principal place of business is conducted at 11900 East Terry Street, Bonita Springs, FL 34135. It is a not for profit corporation providing service to its members who own and control the corporation, and who are also the residents of Bonita Springs, Florida.

### **Facts**

6. In 2016 and 2017 BSU conducted its annual elections for the corporate board of directors. Both Plaintiffs were candidates for the positions.

7. There were clear discrepancies in counts between ballots cast in BSU elections for corporate directors and ballot tallies received pursuant to United States Postal Service official meter counts. [See Exhibit A- Ballot Discrepancies].

8. Both Fitzgerald and Richvale have repeatedly lost elections to the board of directors, and upon information and belief their loss is attributable to these discrepancies. Upon information and belief these discrepancies can only be due to fraud in the election process and discarding of ballots by BSU. No other adequate explanation for the discrepancies has ever been provided by BSU despite repeated requests by Plaintiffs. The United States Postal Service also has no explanation.

9. To date, no viable explanation has been provided for the discrepancies in ballot counts, nor any explanation that is supported by competent evidence. [See Exhibit B- 2016 and 2017 Ballot Discrepancies Powerpoint Presentation made by Plaintiffs].

10. Further, the BSU's method of ballot counting also appears to be suspect, as the ballot count for the election is a private matter within the control and view of only a few officers, without any substantial oversight from the broader membership. This presents opportunity for rampant fraud and abuse of counting votes.

11. The discrepancies appear to be such a nature, that members who have run for office to become directors of BSU have not been fairly considered and may have had their votes deliberately discarded and understated.

12. Further, the directors of BSU appear to engage in disparate notification practices between member voters who are full time residents of Lee County and those who are not there only part time.

#### **Count I- Breach of Fiduciary Duty to Plaintiffs**

13. Plaintiffs re-allege and incorporate paragraphs 1 through 12 herein.

14. The directors and officers of BSU had a fiduciary duty to Plaintiffs to ensure that the vote counting process was proper and fair, without any discarding of legitimate ballots or manipulation of the vote results.

15. The directors and officers of BSU breached this duty to Plaintiffs by discarding ballots and manipulating the vote results.

16. Plaintiffs were directly damaged by this breach insofar as their votes were not fairly considered, and they possibly lost the election as a result of these practices.

WHEREFORE, Plaintiffs request nominal damages, compensatory damages, costs of this suit, and such other and further relief as this Honorable Court deems proper.

**Count II- Negligence**

17. Plaintiffs re-allege and incorporate paragraphs 1 thorough 12 herein.

18. BSU had a common law duty to Plaintiffs to fairly and accurately count the votes in the election to the board, and to fairly advertise the election to all members.

19. BSU breached this duty to Plaintiffs.

20. BSU's breach of this duty is the proximate cause of damages to Plaintiffs.

21. Specifically, BSU's breach caused the Plaintiff's votes not to be accurately counted, and also possibly caused Plaintiffs to lose their election to the board of directors.

WHEREFORE, Plaintiffs request nominal damages, compensatory damages, costs of this suit, and such other and further relief as this Honorable Court deems proper.

**Count III- Gross Negligence**

22. Plaintiffs re-allege and incorporate paragraphs 1 through 12 herein.

23. BSU had a common law duty to Plaintiffs to fairly and accurately count the votes in the election to the board, and to fairly advertise the election to all members.

24. BSU breached this duty to Plaintiffs. BSU's conduct was so wanting in care that it constituted a conscious disregard and indifference for the rights of Plaintiffs.

25. BSU's breach of this duty is the proximate cause of damages to Plaintiffs.

26. Specifically BSU's breach caused the Plaintiff's votes not to be accurately counted, and also possibly caused Plaintiffs to lose their election to the board of directors.



WHEREFORE, Plaintiffs request that the Honorable Court grant nominal damages, compensatory damages, costs of this suit, and such other and further relief as this Honorable Court deems proper.

**Count IV- Intentional Infliction of Emotional Distress**

27. Plaintiffs re-allege and incorporate paragraphs 1 through 12 herein.

28. BSU acted recklessly or intentionally to deprive Plaintiffs of their votes in the 2016 and 2017 elections, including possibly causing Plaintiffs to lose the election.

29. BSU's conduct was clearly illegal, extreme, and outrageous.

30. BSU's conduct has caused Plaintiffs emotional distress.

31. Plaintiff's emotional distress was severe and is ongoing.

WHEREFORE, Plaintiffs request compensatory damages, costs of this suit, and such other and further relief as this Honorable Court deems proper.

**Count V- Fraud**

32. Plaintiffs re-allege and incorporate paragraphs 1 through 12 herein.

33. In its corporate documents and by-laws, BSU represents that it will accurately count all votes for elections to its board of directors.

34. Further, BSU after each election in its statement of the results, represented that the results were the accurate and proper tally of votes.

35. BSU's fraud induced Plaintiffs to accept and act in accordance with the false results of the election, as they had no other choice in the matter and it was generally accepted by the members who had no knowledge of the fraud. Plaintiffs' reliance was justifiable as they had no choice.

36. As a result of BSU's fraud, Plaintiffs have suffered damages, including not have votes accurately counted and possibly losing the election as a result of the misrepresentation in vote counts.

WHEREFORE, Plaintiffs request nominal damages, compensatory damages, costs of this suit, and such other and further relief as this Honorable Court deems proper.

#### **Count VI- Constructive Fraud**

37. Plaintiffs re-allege and incorporate paragraphs 1 through 12 herein.

38. BSU falsely misrepresented the election vote results, because votes were discarded and inaccurately counted.

39. BSU's misrepresentation was material and important, as it related to fundamental corporate issues regarding its board of directors.

40. BSU's misrepresentation induced Plaintiffs to rely the representation, as Plaintiffs had no other choice since the results were accepted by the general membership, which was also deceived.

41. Plaintiffs' reliance was justifiable as they had no choice.

42. Plaintiffs' reliance resulted in damages and injury to the Plaintiffs, who did not have their votes accurately counted and lost the election as a result of the false results.

43. BSU had a fiduciary duty to the Plaintiffs to accurately record the votes and declare the proper winners of the election.

WHEREFORE, Plaintiffs request nominal damages, compensatory damages, costs of this suit, and such other and further relief as this Honorable Court deems proper.

#### **Count VII- Violation of the Florida RICO Act (Florida Statutes §895.03)**

44. Plaintiffs re-allege and incorporate paragraphs 1 through 12 herein.

45. BSU has engaged in racketeering activity related to fraudulent practices (Fla. Stat. §817), in the election of members to its board of directors.

46. BSU has received proceeds, at least indirectly, from this racketeering activity and has invested these proceeds in its business operations.

47. As a result of this activity, Plaintiffs have been damaged.

WHEREFORE, Plaintiffs requests that the Court enjoin the Defendant from engaging in further improper election practices, including ordering the Defendant to be subjected to public scrutiny and observation in each part of the election process, costs of this suit, and for such other and further relief as this Honorable Court deems proper.

#### **Count VIII- Injunctive Relief**

48. Plaintiffs re-allege and incorporate paragraphs 1 through 12 herein.

49. As a result of BSU's ongoing fraudulent practices related to election results, and that fact that Plaintiffs are running again for the board of directors, Plaintiffs will suffer irreparable harm of BSU's activity is not enjoined and prohibited from continuing.

50. Plaintiffs have no adequate remedy at law related to future fraudulent counting and voting practices by BSU.

51. Only an order from the Court enjoining BSU from its irregular and improper vote counting practices will cause BSU to change its policies and practices, and Plaintiffs have a clear legal right to the requested relief.

WHEREFORE, Plaintiffs request that the Honorable Court enter a permanent injunction to prevent future violations of law and improper election counting by BSU, ordering whatever restrictions the Court deems necessary to ensure the votes for directors' elections are accurately

counted, award Plaintiffs the cost of this action, and for such other and further relief as the Honorable Court deems proper.

DATED this 19<sup>th</sup> day of November, 2018.

Respectfully submitted,

/s/Philip Bartlett

Philip Bartlett, Esq.

Florida Bar No. 0045318

Bartlett Legal, PLLC

201 South Biscayne Boulevard

28<sup>th</sup> Floor

Miami, FL 33131

(305) 998-7504 (telephone)

(888) 389-2037 (facsimile)

phil@bartlegal.com (e-mail)

Attorney for Plaintiffs,

Edward Fitzgerald and Jude Richvale

# **EXHIBIT A**



## TRANSMITTAL

TO: **Mr. Jude Richvale**  
**28354 Tennessee St**  
**Bonita Springs, FL 34135**

FROM: **Mary Meima, Administrative Liaison**  
**Bonita Springs Utilities, Inc.**  
**11900 E. Terry St.**  
**Bonita Springs, FL 34135**  
**(239) 390-4811**  
**mmeima@bsu.us**

ATTN:

RE: **Member Records Request**

DATE: **May 30, 2017**

WE ARE SENDING YOU

- ☒ ATTACHED  
☐ COPY OF LETTER  
☐ PRINTS  
☐

- ☐ UNDER SEPARATE COVER VIA  
☐ DOCUMENTS  
☐ SPECIFICATIONS

QUANTITY	DESCRIPTION
19 pages	Business Reply Postage reports from 2/16/16 to 3/22/16
4 pages	US postage statement dated 2/09/16 and SW Direct mailing info dated 2/09/16

### THESE ARE TRANSMITTED AS INDICATED BELOW

- ☒ FOR YOUR USE  
☐ FOR REVIEW AND COMMENT  
☐ FOR APPROVAL

- ☐ FOR YOUR FILE  
☒ AS REQUESTED  
☐

**We are not at liberty to provide copies of checks or bank transactions.**

COPY TO:

**IF MATERIAL RECEIVED IS NOT AS LISTED, PLEASE NOTIFY US AT ONCE**

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P.S. 3582 - C

## Business Reply Postage

COST CENTER: Cost Center 11-0900-0407 BONITA SPRINGS, FL

DATE: 03/22/16

## Account Information

Account Number: 268173  
 Permit: BR 17-001

Company: BSU  
 Address: 11860 E TERRY ST  
 BONITA SPRINGS, FL 34135-6127

Where Issued: n/a

Current Balance: \$900.25  
 Contact: UNKNOWN  
 Phone Number: (239)123-4567  
 Finance Number: 11-0900

## Comments:

PO of Mailing: Cost Center 11-0900-0407 BONITA SPRINGS, FL

PO of Permit: Cost Center 11-0900-0407 BONITA SPRINGS, FL

BRM Invoice Type: High-Volume BRM

Opening Balance: \$900.83

Mailing Date: 03/22/2016						
						<b>Final</b>
TRANS# 201608208013297BM						
Letter Prices						
Line Seq#	Description	Weight Not Over (Ounces)	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B1	Postcards	0	0	0.350	0.099	0.000
B2	1 oz.	1	1	0.485	0.099	0.584
B3	2 oz.	2	0	0.705	0.099	0.000
B4	3 oz.	3	0	0.925	0.099	0.000
B5	3.5 oz.	3.5	0	1.145	0.099	0.000
B6	Nonmachinable Surcharge	3.5	0	0.220	0.000	0.000

Seq#	Description	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B33	Postage Due	0	0.000	0.000	0.000
Total Postage: \$0.58					

Closing Balance: \$900.25

Customer Reference ID

The above amount has been deducted from your advance deposit account.

Clerk Initials: DPD

3818  
 TOTAL

4422  
~~3818~~  
 104  
 MISSING

702  
 FOREIGN

4422  
 3830  
 586  
 MISSING

[Close Window](#)

P.S. 3582 - C

## Business Reply Postage

COST CENTER: Cost Center 11-0900-0407 BONITA SPRINGS, FL

DATE: 03/15/16

## Account Information

Account Number: 268173

Permit: BR 17-001

Company: BSU

Address: 11860 E TERRY ST  
BONITA SPRINGS, FL 34135-6127

Where Issued: n/a

Current Balance: \$900.83

Contact: UNKNOWN

Phone Number: (239)123-4567

Finance Number: 11-0900

Comments:

PO of Mailing: Cost Center 11-0900-0407 BONITA SPRINGS, FL

PO of Permit: Cost Center 11-0900-0407 BONITA SPRINGS, FL

BRM Invoice Type: High-Volume BRM

Opening Balance: \$904.92

Mailing Date: 03/15/2016						
						Final
TRANS# 201607507362694BM						
Letter Prices						
Line Seq#	Description	Weight Not Over (Ounces)	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B1	Postcards	0	0	0.350	0.099	0.000
B2	1 oz.	1	7	0.485	0.099	4.088
B3	2 oz.	2	0	0.705	0.099	0.000
B4	3 oz.	3	0	0.925	0.099	0.000
B5	3.5 oz.	3.5	0	1.145	0.099	0.000
B6	Nonmachinable Surcharge	3.5	0	0.220	0.000	0.000

Seq#	Description	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B33	Postage Due	0	0.000	0.000	0.000
Total Postage: \$4.09					

Closing Balance: \$900.83

Customer Reference ID

The above amount has been deducted from your advance deposit account.

Clerk Initials: TLH

26  
→



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## Business Reply Postage

COST CENTER: Cost Center 11-0900-0407 BONITA SPRINGS, FL

DATE: 03/09/16

## Account Information

Account Number: 268173

Permit:

BR 17-001

Company: BSU

Address: 11860 E TERRY ST  
BONITA SPRINGS, FL 34135-6127

Where Issued: n/a

Current Balance: \$925.94

Contact: UNKNOWN

Phone Number: (239)123-4567

Finance Number: 11-0900

## Comments:

PO of Mailing: Cost Center 11-0900-0407 BONITA SPRINGS, FL

PO of Permit: Cost Center 11-0900-0407 BONITA SPRINGS, FL

BRM Invoice Type: High-Volume BRM

Opening Balance: \$940.54

Mailing Date: 03/09/2016						
						Final
TRANS# 201606907330601BM						
Letter Prices						
Line Seq#	Description	Weight Not Over (Ounces)	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B1	Postcards	0	0	0.350	0.099	0.000
B2	1 oz.	1	25	0.485	0.099	14.600
B3	2 oz.	2	0	0.705	0.099	0.000
B4	3 oz.	3	0	0.925	0.099	0.000
B5	3.5 oz.	3.5	0	1.145	0.099	0.000
B6	Nonmachinable Surcharge	3.5	0	0.220	0.000	0.000

Seq#	Description	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B33	Postage Due	0	0.000	0.000	0.000
					Total Postage: \$14.60

Closing Balance: \$925.94

Customer Reference ID

The above amount has been deducted from your advance deposit account.

Clerk Initials: TLH

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P.S. 3582 - C

## Business Reply Postage

COST CENTER: Cost Center 11-0900-0407 BONITA SPRINGS, FL

DATE: 03/08/16

## Account Information

Account Number: 268173  
 Permit: BR 17-001

Company: BSU  
 Address: 11860 E TERRY ST  
 BONITA SPRINGS, FL 34135-6127

Where Issued: n/a

Current Balance: \$940.54  
 Contact: UNKNOWN  
 Phone Number: (239)123-4567  
 Finance Number: 11-0900

## Comments:

PO of Mailing: Cost Center 11-0900-0407 BONITA SPRINGS, FL

PO of Permit: Cost Center 11-0900-0407 BONITA SPRINGS, FL

BRM Invoice Type: High-Volume BRM

Opening Balance: \$953.39

Mailing Date:03/08/2016						
						Final
TRANS# 201606807142769BM						
Letter Prices						
Line Seq#	Description	Weight Not Over (Ounces)	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B1	Postcards	0	0	0.350	0.099	0.000
B2	1 oz.	1	22	0.485	0.099	12.848
B3	2 oz.	2	0	0.705	0.099	0.000
B4	3 oz.	3	0	0.925	0.099	0.000
B5	3.5 oz.	3.5	0	1.145	0.099	0.000
B6	Nonmachinable Surcharge	3.5	0	0.220	0.000	0.000

Seq#	Description	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B33	Postage Due	0	0.000	0.000	0.000
Total Postage: \$12.85					

Closing Balance: \$940.54

Customer Reference ID

The above amount has been deducted from your advance deposit account.

Clerk Initials: TLH

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P.S. 3582 - C

## Business Reply Postage

COST CENTER: Cost Center 11-0900-0407 BONITA SPRINGS, FL

DATE: 03/07/16

## Account Information

Account Number: 268173

Permit:

BR 17-001

Company: BSU

Address: 11860 E TERRY ST  
BONITA SPRINGS, FL 34135-6127

Where Issued: n/a

Current Balance: \$953.39

Contact: UNKNOWN

Phone Number: (239)123-4567

Finance Number: 11-0900

Comments:

PO of Mailing: Cost Center 11-0900-0407 BONITA SPRINGS, FL

PO of Permit: Cost Center 11-0900-0407 BONITA SPRINGS, FL

BRM Invoice Type: High-Volume BRM

Opening Balance: \$991.35

Mailing Date:03/07/2016						
						Final
TRANS# 201606707321409BM						
Letter Prices						
Line Seq#	Description	Weight Not Over (Ounces)	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B1	Postcards	0	0	0.350	0.099	0.000
B2	1 oz.	1	65	0.485	0.099	37.960
B3	2 oz.	2	0	0.705	0.099	0.000
B4	3 oz.	3	0	0.925	0.099	0.000
B5	3.5 oz.	3.5	0	1.145	0.099	0.000
B6	Nonmachinable Surcharge	3.5	0	0.220	0.000	0.000

Seq#	Description	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B33	Postage Due	0	0.000	0.000	0.000
Total Postage: \$37.96					

Closing Balance: \$953.39

Customer Reference ID

The above amount has been deducted from your advance deposit account.

Clerk Initials: TLH



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## Business Reply Postage

COST CENTER: Cost Center 11-0900-0407 BONITA SPRINGS, FL

DATE: 03/04/16

## Account Information

Account Number: 268173

Permit: BR 17-001

Company: BSU

Address: 11860 E TERRY ST  
BONITA SPRINGS, FL 34135-6127

Where Issued: n/a

Current Balance: \$1,019.38

Contact: UNKNOWN

Phone Number: (239)123-4567

Finance Number: 11-0900

## Comments:

PO of Mailing: Cost Center 11-0900-0407 BONITA SPRINGS, FL

PO of Permit: Cost Center 11-0900-0407 BONITA SPRINGS, FL

BRM Invoice Type: High-Volume BRM

Opening Balance: \$1,049.16

Mailing Date:03/04/2016						
						Final
TRANS# 201606407381641BM						
Letter Prices						
Line Seq#	Description	Weight Not Over (Ounces)	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B1	Postcards	0	0	0.350	0.099	0.000
B2	1 oz.	1	51	0.485	0.099	29.784
B3	2 oz.	2	0	0.705	0.099	0.000
B4	3 oz.	3	0	0.925	0.099	0.000
B5	3.5 oz.	3.5	0	1.145	0.099	0.000
B6	Nonmachinable Surcharge	3.5	0	0.220	0.000	0.000

Seq#	Description	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B33	Postage Due	0	0.000	0.000	0.000
Total Postage: \$29.78					

Closing Balance: \$1,019.38

Customer Reference ID

The above amount has been deducted from your advance deposit account.

Clerk Initials: TLH

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## Business Reply Postage

COST CENTER: Cost Center 11-0900-0407 BONITA SPRINGS, FL

DATE: 03/03/16

## Account Information

Account Number: 268173

Permit: BR 17-001

Company: BSU

Address: 11860 E TERRY ST  
BONITA SPRINGS, FL 34135-6127

Where Issued: n/a

Comments:

PO of Mailing: Cost Center 11-0900-0407 BONITA SPRINGS, FL

Current Balance: \$1,049.16

Contact: UNKNOWN

Phone Number: (239)123-4567

Finance Number: 11-0900

PO of Permit: Cost Center 11-0900-0407 BONITA SPRINGS, FL

BRM Invoice Type: High-Volume BRM

Opening Balance: \$1,100.55

Mailing Date: 03/03/2016						
						Final
TRANS# 201606309024744BM						
Letter Prices						
Line Seq#	Description	Weight Not Over (Ounces)	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B1	Postcards	0	0	0.350	0.099	0.000
B2	1 oz.	1	88	0.485	0.099	51.392
B3	2 oz.	2	0	0.705	0.099	0.000
B4	3 oz.	3	0	0.925	0.099	0.000
B5	3.5 oz.	3.5	0	1.145	0.099	0.000
B6	Nonmachinable Surcharge	3.5	0	0.220	0.000	0.000

Seq#	Description	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B33	Postage Due	0	0.000	0.000	0.000
					Total Postage: \$51.39

Closing Balance: \$1,049.16

Customer Reference ID

The above amount has been deducted from your advance deposit account.

Clerk Initials: DPD

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**Business Reply Postage**

COST CENTER: Cost Center 11-0900-0407 BONITA SPRINGS, FL

DATE: 03/02/16

## Account Information

Account Number: 268173  
 Permit: BR 17-001

Company: BSU  
 Address: 11860 E TERRY ST  
 BONITA SPRINGS, FL 34135-6127

Where Issued: n/a

Current Balance: \$1,100.55  
 Contact: UNKNOWN  
 Phone Number: (239)123-4567  
 Finance Number: 11-0900

## Comments:

PO of Mailing: Cost Center 11-0900-0407 BONITA SPRINGS, FL

PO of Permit: Cost Center 11-0900-0407 BONITA SPRINGS, FL

BRM Invoice Type: High-Volume BRM

Opening Balance: \$1,165.37

Mailing Date:03/02/2016						
						Final
TRANS# 201606207335543BM						
Letter Prices						
Line Seq#	Description	Weight Not Over (Ounces)	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B1	Postcards	0	0	0.350	0.099	0.000
B2	1 oz.	1	111	0.485	0.099	64.824
B3	2 oz.	2	0	0.705	0.099	0.000
B4	3 oz.	3	0	0.925	0.099	0.000
B5	3.5 oz.	3.5	0	1.145	0.099	0.000
B6	Nonmachinable Surcharge	3.5	0	0.220	0.000	0.000

Seq#	Description	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B33	Postage Due	0	0.000	0.000	0.000
					Total Postage: \$64.82

Closing Balance: \$1,100.55

Customer Reference ID

The above amount has been deducted from your advance deposit account.

Clerk Initials: TLH



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P.S. 3582 - C

**Business Reply Postage**

COST CENTER: Cost Center 11-0900-0407 BONITA SPRINGS, FL

DATE: 03/01/16

## Account Information

Account Number: 268173  
 Permit: BR 17-001

Company: BSU  
 Address: 11860 E TERRY ST  
 BONITA SPRINGS, FL 34135-6127

Where Issued: n/a

Current Balance: \$1,165.37  
 Contact: UNKNOWN  
 Phone Number: (239)123-4567  
 Finance Number: 11-0900

## Comments:

PO of Mailing: Cost Center 11-0900-0407 BONITA SPRINGS, FL

PO of Permit: Cost Center 11-0900-0407 BONITA SPRINGS, FL

BRM Invoice Type: High-Volume BRM

Opening Balance: \$1,171.79

Mailing Date:03/01/2016						
						Final
TRANS# 201606108015275BM						
Letter Prices						
Line Seq#	Description	Weight Not Over (Ounces)	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B1	Postcards	0	0	0.350	0.099	0.000
B2	1 oz.	1	11	0.485	0.099	6.424
B3	2 oz.	2	0	0.705	0.099	0.000
B4	3 oz.	3	0	0.925	0.099	0.000
B5	3.5 oz.	3.5	0	1.145	0.099	0.000
B6	Nonmachinable Surcharge	3.5	0	0.220	0.000	0.000

Seq#	Description	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B33	Postage Due	0	0.000	0.000	0.000
					Total Postage: \$6.42

Closing Balance: \$1,165.37

Customer Reference ID

The above amount has been deducted from your advance deposit account.

Clerk Initials: TLH

[Close Window](#)

P.S. 3582 - C

## Business Reply Postage

COST CENTER: Cost Center 11-0900-0407 BONITA SPRINGS, FL

DATE: 02/29/16

## Account Information

Account Number: 268173  
 Permit: BR 17-001

Company: BSU  
 Address: 11860 E TERRY ST  
 BONITA SPRINGS, FL 34135-6127

Where Issued: n/a

Current Balance: \$1,171.79  
 Contact: UNKNOWN  
 Phone Number: (239)123-4567  
 Finance Number: 11-0900

## Comments:

PO of Mailing: Cost Center 11-0900-0407 BONITA SPRINGS, FL

PO of Permit: Cost Center 11-0900-0407 BONITA SPRINGS, FL

BRM Invoice Type: High-Volume BRM

Opening Balance: \$1,253.55

Mailing Date:02/29/2016						
						Final
TRANS# 201606007375211BM						
Letter Prices						
Line Seq#	Description	Weight Not Over (Ounces)	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B1	Postcards	0	0	0.350	0.099	0.000
B2	1 oz.	1	140	0.485	0.099	81.760
B3	2 oz.	2	0	0.705	0.099	0.000
B4	3 oz.	3	0	0.925	0.099	0.000
B5	3.5 oz.	3.5	0	1.145	0.099	0.000
B6	Nonmachinable Surcharge	3.5	0	0.220	0.000	0.000

Seq#	Description	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B33	Postage Due	0	0.000	0.000	0.000
					Total Postage: \$81.76

Closing Balance: \$1,171.79

Customer Reference ID

The above amount has been deducted from your advance deposit account.

Clerk Initials: TLH



[Close Window](#)

P.S. 3582 - C

**Business Reply Postage****COST CENTER:** Cost Center 11-0900-0407 BONITA SPRINGS, FL**DATE:** 02/26/16**Account Information****Account** 268173**Number:****Permit:** BR 17-001**Company:** BSU**Address:** 11860 E TERRY ST  
BONITA SPRINGS, FL 34135-6127**Where Issued:** n/a**Comments:****PO of Mailing:** Cost Center 11-0900-0407 BONITA SPRINGS, FL**Current** \$1,283.33**Balance:****Contact:** UNKNOWN**Phone** (239)123-4567**Number:****Finance** 11-0900**Number:****PO of Permit:** Cost Center 11-0900-0407 BONITA SPRINGS, FL**BRM Invoice Type:** High-Volume BRM**Opening Balance:** \$1,394.29

Mailing Date:02/26/2016						
						Final
TRANS# 201605707412806BM						
Letter Prices						
Line Seq#	Description	Weight Not Over (Ounces)	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B1	Postcards	0	0	0.350	0.099	0.000
B2	1 oz.	1	190	0.485	0.099	110.960
B3	2 oz.	2	0	0.705	0.099	0.000
B4	3 oz.	3	0	0.925	0.099	0.000
B5	3.5 oz.	3.5	0	1.145	0.099	0.000
B6	Nonmachinable Surcharge	3.5	0	0.220	0.000	0.000

Seq#	Description	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B33	Postage Due	0	0.000	0.000	0.000
					Total Postage: \$110.96

**Closing Balance:** \$1,283.33

Customer Reference ID
-----------------------

The above amount has been deducted from your advance deposit account.

Clerk Initials: TLH

[Close Window](#)

P.S. 3582 - C

**Business Reply Postage****COST CENTER:** Cost Center 11-0900-0407 BONITA SPRINGS, FL**DATE:** 02/25/16**Account Information**

Account Number: 268173  
 Permit: BR 17-001

Company: BSU  
 Address: 11860 E TERRY ST  
 BONITA SPRINGS, FL 34135-6127

Where Issued: n/a

Current Balance: \$1,394.29  
 Contact: UNKNOWN  
 Phone Number: (239)123-4567  
 Finance Number: 11-0900

**Comments:**

PO of Mailing: Cost Center 11-0900-0407 BONITA SPRINGS, FL

PO of Permit: Cost Center 11-0900-0407 BONITA SPRINGS, FL

**BRM Invoice Type:** High-Volume BRM**Opening Balance:** \$1,511.09

<b>Mailing Date:</b> 02/25/2016						
						<b>Final</b>
<b>TRANS# 201605607285314BM</b>						
Letter Prices						
Line Seq#	Description	Weight Not Over (Ounces)	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B1	Postcards	0	0	0.350	0.099	0.000
B2	1 oz.	1	200	0.485	0.099	116.800
B3	2 oz.	2	0	0.705	0.099	0.000
B4	3 oz.	3	0	0.925	0.099	0.000
B5	3.5 oz.	3.5	0	1.145	0.099	0.000
B6	Nonmachinable Surcharge	3.5	0	0.220	0.000	0.000

Seq#	Description	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B33	Postage Due	0	0.000	0.000	0.000
					<b>Total Postage: \$116.80</b>

**Closing Balance:** \$1,394.29

Customer Reference ID

The above amount has been deducted from your advance deposit account.

Clerk Initials: TLH

[Close Window](#)

P.S. 3582 - C

**Business Reply Postage**

COST CENTER: Cost Center 11-0900-0407 BONITA SPRINGS, FL

DATE: 02/24/16

## Account Information

Account Number: 268173

Permit:

BR 17-001

Company: BSU

Address: 11860 E TERRY ST  
BONITA SPRINGS, FL 34135-6127

Where Issued: n/a

Current Balance: \$1,511.09

Contact: UNKNOWN

Phone Number: (239)123-4567

Finance Number: 11-0900

Comments:

PO of Mailing: Cost Center 11-0900-0407 BONITA SPRINGS, FL

PO of Permit: Cost Center 11-0900-0407 BONITA SPRINGS, FL

BRM Invoice Type: High-Volume BRM

Opening Balance: \$1,651.83

Mailing Date:02/24/2016						
Final						
TRANS# 201605507424182BM						
Letter Prices						
Line Seq#	Description	Weight Not Over (Ounces)	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B1	Postcards	0	0	0.350	0.099	0.000
B2	1 oz.	1	241	0.485	0.099	140.744
B3	2 oz.	2	0	0.705	0.099	0.000
B4	3 oz.	3	0	0.925	0.099	0.000
B5	3.5 oz.	3.5	0	1.145	0.099	0.000
B6	Nonmachinable Surcharge	3.5	0	0.220	0.000	0.000

Seq#	Description	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B33	Postage Due	0	0.000	0.000	0.000
Total Postage: \$140.74					

Closing Balance: \$1,511.09

Customer Reference ID

The above amount has been deducted from your advance deposit account.

Clerk Initials: TLH



[Close Window](#)

P.S. 3582 - C

**Business Reply Postage**

COST CENTER: Cost Center 11-0900-0407 BONITA SPRINGS, FL

DATE: 02/23/16

## Account Information

Account Number: 268173

Permit:

BR 17-001

Company: BSU

Address: 11860 E TERRY ST  
BONITA SPRINGS, FL 34135-6127

Where Issued: n/a

Current Balance: \$1,651.83

Contact: UNKNOWN

Phone Number: (239)123-4567

Finance Number: 11-0900

Comments:

PO of Mailing: Cost Center 11-0900-0407 BONITA SPRINGS, FL

PO of Permit: Cost Center 11-0900-0407 BONITA SPRINGS, FL

BRM Invoice Type: High-Volume BRM

Opening Balance: \$1,669.35

Mailing Date:02/23/2016						
						<b>Final</b>
TRANS# 201605407345193BM						
Letter Prices						
Line Seq#	Description	Weight Not Over (Ounces)	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B1	Postcards	0	0	0.350	0.099	0.000
B2	1 oz.	1	30	0.485	0.099	17.520
B3	2 oz.	2	0	0.705	0.099	0.000
B4	3 oz.	3	0	0.925	0.099	0.000
B5	3.5 oz.	3.5	0	1.145	0.099	0.000
B6	Nonmachinable Surcharge	3.5	0	0.220	0.000	0.000

Seq#	Description	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B33	Postage Due	0	0.000	0.000	0.000
					<b>Total Postage: \$17.52</b>

Closing Balance: \$1,651.83

Customer Reference ID

The above amount has been deducted from your advance deposit account.

Clerk Initials: TLH

[Close Window](#)

P.S. 3582 - C

**Business Reply Postage**

COST CENTER: Cost Center 11-0900-0407 BONITA SPRINGS, FL

DATE: 02/22/16

## Account Information

Account Number: 268173

Permit:

BR 17-001

Company: BSU

Address: 11860 E TERRY ST  
BONITA SPRINGS, FL 34135-6127

Where Issued: n/a

Current Balance: \$1,669.35

Contact: UNKNOWN

Phone Number: (239)123-4567

Finance Number: 11-0900

Comments:

PO of Mailing: Cost Center 11-0900-0407 BONITA SPRINGS, FL

PO of Permit: Cost Center 11-0900-0407 BONITA SPRINGS, FL

BRM Invoice Type: High-Volume BRM

Opening Balance: \$1,818.27

Mailing Date:02/22/2016						
						Final
TRANS# 201605307200894BM						
Letter Prices						
Line Seq#	Description	Weight Not Over (Ounces)	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B1	Postcards	0	0	0.350	0.099	0.000
B2	1 oz.	1	255	0.485	0.099	148.920
B3	2 oz.	2	0	0.705	0.099	0.000
B4	3 oz.	3	0	0.925	0.099	0.000
B5	3.5 oz.	3.5	0	1.145	0.099	0.000
B6	Nonmachinable Surcharge	3.5	0	0.220	0.000	0.000

Seq#	Description	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B33	Postage Due	0	0.000	0.000	0.000
Total Postage: \$148.92					

Closing Balance: \$1,669.35

Customer Reference ID

The above amount has been deducted from your advance deposit account.

Clerk Initials: TLH

[Close Window](#)

P.S. 3582 - C

## Business Reply Postage

COST CENTER: Cost Center 11-0900-0407 BONITA SPRINGS, FL

DATE: 02/19/16

## Account Information

Account Number: 268173  
 Permit: BR 17-001  
 Company: BSU  
 Address: 11860 E TERRY ST  
 BONITA SPRINGS, FL 34135-6127  
 Where Issued: n/a  
 Comments:  
 PO of Mailing: Cost Center 11-0900-0407 BONITA SPRINGS, FL

Current Balance: \$2,076.62  
 Contact: UNKNOWN  
 Phone Number: (239)123-4567  
 Finance Number: 11-0900

MARY HECHA

PO of Permit: Cost Center 11-0900-0407 BONITA SPRINGS, FL

BRM Invoice Type: High-Volume BRM

Opening Balance: \$2,247.73

Mailing Date:02/19/2016						
						Final
TRANS# 201605010123400BM						
Letter Prices						
Line Seq#	Description	Weight Not Over (Ounces)	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B1	Postcards	0	0	0.350	0.099	0.000
B2	1 oz.	1	293	0.485	0.099	171.112
B3	2 oz.	2	0	0.705	0.099	0.000
B4	3 oz.	3	0	0.925	0.099	0.000
B5	3.5 oz.	3.5	0	1.145	0.099	0.000
B6	Nonmachinable Surcharge	3.5	0	0.220	0.000	0.000

Seq#	Description	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B33	Postage Due	0	0.000	0.000	0.000
					Total Postage: \$171.11

Closing Balance: \$2,076.62

Customer Reference ID

The above amount has been deducted from your advance deposit account.

Clerk Initials: TLH





## TRANSMITTAL

TO: **Mr. Jude Richvale**  
**28354 Tennessee St**  
**Bonita Springs, FL 34135**

FROM: **Mary Meima, Administrative Liaison**  
**Bonita Springs Utilities, Inc.**  
**11900 E. Terry St.**  
**Bonita Springs, FL 34135**  
**(239) 390-4811**  
**mmeima@bsu.us**

ATTN:

RE: **Member Records Request**

DATE: **May 23, 2017**

WE ARE SENDING YOU

- ☒ ATTACHED
- ☐ COPY OF LETTER
- ☐ PRINTS
- ☐

- ☐ UNDER SEPARATE COVER VIA
- ☐ DOCUMENTS
- ☐ SPECIFICATIONS

QUANTITY	DESCRIPTION
16 pages	Business Reply Postage reports from 2/27/17 to 3/23/17
5 pages	US postage statement dated 2/22/17 and SW Direct mailing info dated 2/21-22/17

### THESE ARE TRANSMITTED AS INDICATED BELOW

- ☒ FOR YOUR USE
- ☐ FOR REVIEW AND COMMENT
- ☐ FOR APPROVAL
- ☐ FOR YOUR FILE
- ☒ AS REQUESTED
- ☐

**We are not at liberty to provide copies of checks or bank transactions.**

COPY TO:

**IF MATERIAL RECEIVED IS NOT AS LISTED, PLEASE NOTIFY US AT ONCE**

5060 VOTES

[Close Window](#)

P.S. 3582 - C

## Business Reply Postage

COST CENTER: Cost Center 11-0900-0407  
BONITA SPRINGS, FL

CAPS Customer ID:

DATE: 02/27/17

## Account Information

Account Number: 41683

Permit: BR 17-001

Company: BSU

Address: 11860 E TERRY ST  
BONITA SPRINGS, FL 34135-6127

Where Issued: n/a

Comments:

PO of Mailing: Cost Center 11-0900-0407 BONITA SPRINGS, FL

Current Balance:

CAPS Debit

Contact:

UNKNOWN

Phone Number:

(239)123-4567

Finance Number:

11-0900

PO of Permit: Cost Center 11-0900-0407 BONITA SPRINGS, FL

BRM Invoice Type: High-Volume BRM

Mailing Date: 02/27/2017						
						Final
TRANS# 201705807201776BM						
Letter Prices						
Line Seq#	Description	Weight Not Over (Ounces)	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B1	Postcards	0	0	0.340	0.096	0.000
B2	1 oz.	1	724	0.460	0.096	402.544
B3	2 oz.	2	0	0.670	0.096	0.000
B4	3 oz.	3	0	0.880	0.096	0.000
B5	3.5 oz.	3.5	0	1.090	0.096	0.000
B6	Nonmachinable Surcharge	3.5	0	0.210	0.000	0.000

Seq#	Description	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B33	Postage Due	0	0.000	0.000	0.000
					Total Postage: \$402.54

Closing Balance: CAPS Debit

Customer Reference ID

The above amount has been deducted from your advance deposit account.

Clerk Initials: TLH



[Close Window](#)

P.S. 3582 - C

## Business Reply Postage

COST CENTER: Cost Center 11-0900-0407  
BONITA SPRINGS, FL

CAPS Customer ID:

DATE: 03/01/17

## Account Information

Account 41683

Number:

Permit: BR 17-001

Company: BSU

Address: 11860 E TERRY ST  
BONITA SPRINGS, FL 34135-6127

Where n/a

Issued:

Comments:

PO of Mailing: Cost Center 11-0900-0407 BONITA SPRINGS, FL

Current Balance: CAPS Debit

Contact: UNKNOWN

Phone (239)123-4567

Finance 11-0900

Number:

PO of Permit: Cost Center 11-0900-0407 BONITA SPRINGS, FL

BRM Invoice Type: High-Volume BRM

Mailing Date: 03/01/2017						
						Final
TRANS# 201706007372823BM						
Letter Prices						
Line Seq#	Description	Weight Not Over (Ounces)	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B1	Postcards	0	0	0.340	0.096	0.000
B2	1 oz.	1	103	0.460	0.096	57.268
B3	2 oz.	2	0	0.670	0.096	0.000
B4	3 oz.	3	0	0.880	0.096	0.000
B5	3.5 oz.	3.5	0	1.090	0.096	0.000
B6	Nonmachinable Surcharge	3.5	0	0.210	0.000	0.000

Seq#	Description	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B33	Postage Due	0	0.000	0.000	0.000
					Total Postage: \$57.27

Closing Balance: CAPS Debit

Customer Reference ID

The above amount has been deducted from your advance deposit account.

Clerk Initials: TLH

[Close Window](#)

P.S. 3582 - C

## Business Reply Postage

COST CENTER: Cost Center 11-0900-0407  
BONITA SPRINGS, FL

CAPS Customer ID:

DATE: 03/03/17

## Account Information

Account Number: 41683

Permit:

BR 17-001

Company: BSU

Address: 11860 E TERRY ST  
BONITA SPRINGS, FL 34135-6127

Where issued: n/a

Comments:

PO of Mailing: Cost Center 11-0900-0407 BONITA SPRINGS, FL

Current Balance: CAPS Debit

Contact: UNKNOWN

Phone Number: (239)123-4567

Finance Number: 11-0900

PO of Permit: Cost Center 11-0900-0407 BONITA SPRINGS, FL

BRM Invoice Type: High-Volume BRM

Mailing Date: 03/03/2017						
						Final
TRANS# 201706207222618BM						
Letter Prices						
Line Seq#	Description	Weight Not Over (Ounces)	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B1	Postcards	0	0	0.340	0.096	0.000
B2	1 oz.	1	364	0.460	0.096	202.384
B3	2 oz.	2	0	0.670	0.096	0.000
B4	3 oz.	3	0	0.880	0.096	0.000
B5	3.5 oz.	3.5	0	1.090	0.096	0.000
B6	Nonmachinable Surcharge	3.5	0	0.210	0.000	0.000

Seq#	Description	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B33	Postage Due	0	0.000	0.000	0.000
Total Postage: \$202.38					

Closing Balance: CAPS Debit

Customer Reference ID

The above amount has been deducted from your advance deposit account.

Clerk Initials: TLH

[Close Window](#)

P.S. 3582 - C

## Business Reply Postage

COST CENTER: Cost Center 11-0900-0407  
BONITA SPRINGS, FL

CAPS Customer ID:

DATE: 03/07/17

## Account Information

Account Number: 41683

Permit: BR 17-001

Company: BSU

Address: 11860 E TERRY ST  
BONITA SPRINGS, FL 34135-6127

Where: n/a

Issued:

Comments:

PO of Mailing: Cost Center 11-0900-0407 BONITA SPRINGS, FL

Current Balance: CAPS Debit

Contact: UNKNOWN

Phone Number: (239)123-4567

Finance Number: 11-0900

PO of Permit: Cost Center 11-0900-0407 BONITA SPRINGS, FL

BRM Invoice Type: High-Volume BRM

Mailing Date: 03/07/2017						
						Final
TRANS# 201706607334262BM						
Letter Prices						
Line Seq#	Description	Weight Not Over (Ounces)	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B1	Postcards	0	0	0.340	0.096	0.000
B2	1 oz.	1	167	0.460	0.096	92.852
B3	2 oz.	2	0	0.670	0.096	0.000
B4	3 oz.	3	0	0.880	0.096	0.000
B5	3.5 oz.	3.5	0	1.090	0.096	0.000
B6	Nonmachinable Surcharge	3.5	0	0.210	0.000	0.000

Seq#	Description	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B33	Postage Due	0	0.000	0.000	0.000
					Total Postage: \$92.85

Closing Balance: CAPS Debit

Customer Reference ID

The above amount has been deducted from your advance deposit account.

Clerk Initials: TLH



[Close Window](#)

P.S. 3582 - C

## Business Reply Postage

COST CENTER: Cost Center 11-0900-0407  
BONITA SPRINGS, FL

CAPS Customer ID:

DATE: 03/09/17

## Account Information

Account Number: 41683

Permit: BR 17-001

Company: BSU

Address: 11860 E TERRY ST  
BONITA SPRINGS, FL 34135-6127

Where Issued: n/a

Comments:

PO of Mailing: Cost Center 11-0900-0407 BONITA SPRINGS, FL

Current Balance: CAPS Debit

Contact: UNKNOWN

Phone Number: (239)123-4567

Finance Number: 11-0900

PO of Permit: Cost Center 11-0900-0407 BONITA SPRINGS, FL

BRM Invoice Type: High-Volume BRM

Mailing Date:03/09/2017						
						Final
TRANS# 201706807334986BM						
Letter Prices						
Line Seq#	Description	Weight Not Over (Ounces)	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B1	Postcards	0	0	0.340	0.096	0.000
B2	1 oz.	1	203	0.460	0.096	112.868
B3	2 oz.	2	0	0.670	0.096	0.000
B4	3 oz.	3	0	0.880	0.096	0.000
B5	3.5 oz.	3.5	0	1.090	0.096	0.000
B6	Nonmachinable Surcharge	3.5	0	0.210	0.000	0.000

Seq#	Description	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B33	Postage Due	0	0.000	0.000	0.000
					Total Postage: \$112.87

Closing Balance: CAPS Debit

Customer Reference ID

The above amount has been deducted from your advance deposit account.

Clerk Initials: TLH

[Close Window](#)

P.S. 3582 - C

Business Reply Postage

COST CENTER: Cost Center 11-0900-0407  
BONITA SPRINGS, FL

CAPS Customer ID:

DATE: 03/13/17

## Account Information

Account Number: 41683

Permit:

BR 17-001

Company: BSU

Address: 11860 E TERRY ST  
BONITA SPRINGS, FL 34135-6127

Where issued: n/a

Comments:

PO of Mailing: Cost Center 11-0900-0407 BONITA SPRINGS, FL

Current Balance: CAPS Debit

Contact: UNKNOWN

Phone Number: (239)123-4567

Finance Number: 11-0900

PO of Permit: Cost Center 11-0900-0407 BONITA SPRINGS, FL

BRM Invoice Type: High-Volume BRM

Mailing Date: 03/13/2017						
						Final
TRANS# 201707209203513BM						
Letter Prices						
Line Seq#	Description	Weight Not Over (Ounces)	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B1	Postcards	0	0	0.340	0.096	0.000
B2	1 oz.	1	113	0.460	0.096	62.828
B3	2 oz.	2	0	0.670	0.096	0.000
B4	3 oz.	3	0	0.880	0.096	0.000
B5	3.5 oz.	3.5	0	1.090	0.096	0.000
B6	Nonmachinable Surcharge	3.5	0	0.210	0.000	0.000

Seq#	Description	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B33	Postage Due	0	0.000	0.000	0.000
					Total Postage: \$62.83

Closing Balance: CAPS Debit

Customer Reference ID

The above amount has been deducted from your advance deposit account.

Clerk Initials: TLH

[Close Window](#)

P.S. 3582 - C

## Business Reply Postage

COST CENTER: Cost Center 11-0900-0407  
BONITA SPRINGS, FL

CAPS Customer ID:

DATE: 03/15/17

## Account Information

Account Number: 41683

Permit: BR 17-001

Company: BSU

Address: 11860 E TERRY ST  
BONITA SPRINGS, FL 34135-6127

Where issued: n/a

Comments:

PO of Mailing: Cost Center 11-0900-0407 BONITA SPRINGS, FL

Current Balance: CAPS Debit

Contact: UNKNOWN

Phone Number: (239)123-4567

Finance Number: 11-0900

PO of Permit: Cost Center 11-0900-0407 BONITA SPRINGS, FL

BRM Invoice Type: High-Volume BRM

Mailing Date: 03/15/2017						
						Final
TRANS# 201707407380519BM						
Letter Prices						
Line Seq#	Description	Weight Not Over (Ounces)	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B1	Postcards	0	0	0.340	0.096	0.000
B2	1 oz.	1	61	0.460	0.096	33.916
B3	2 oz.	2	0	0.670	0.096	0.000
B4	3 oz.	3	0	0.880	0.096	0.000
B5	3.5 oz.	3.5	0	1.090	0.096	0.000
B6	Nonmachinable Surcharge	3.5	0	0.210	0.000	0.000

Seq#	Description	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B33	Postage Due	0	0.000	0.000	0.000
					Total Postage: \$33.92

Closing Balance: CAPS Debit

Customer Reference ID

The above amount has been deducted from your advance deposit account.

Clerk Initials: TLH



[Close Window](#)

P.S. 3582 - C

Business Reply Postage

COST CENTER: Cost Center 11-0900-0407  
BONITA SPRINGS, FL

CAPS Customer ID:

DATE: 03/20/17

## Account Information

Account 41683

Number:

Permit: BR 17-001

Company: BSU

Address: 11860 E TERRY ST  
BONITA SPRINGS, FL 34135-6127

Where Issued: n/a

Comments:

PO of Mailing: Cost Center 11-0900-0407 BONITA SPRINGS, FL

Current

CAPS Debit

Balance:

Contact:

UNKNOWN

Phone

(239)123-4567

Number:

Finance

11-0900

Number:

PO of Permit: Cost Center 11-0900-0407 BONITA SPRINGS, FL

BRM Invoice Type: High-Volume BRM

Mailing Date: 03/20/2017						
						Final
TRANS# 201707907063574BM						
Letter Prices						
Line Seq#	Description	Weight Not Over (Ounces)	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B1	Postcards	0	0	0.340	0.096	0.000
B2	1 oz.	1	10	0.460	0.096	5.560
B3	2 oz.	2	0	0.670	0.096	0.000
B4	3 oz.	3	0	0.880	0.096	0.000
B5	3.5 oz.	3.5	0	1.090	0.096	0.000
B6	Nonmachinable Surcharge	3.5	0	0.210	0.000	0.000

Seq#	Description	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B33	Postage Due	0	0.000	0.000	0.000
					Total Postage: \$5.56

Closing Balance: CAPS Debit

Customer Reference ID

The above amount has been deducted from your advance deposit account.

Clerk Initials: TLH

[Close Window](#)

P.S. 3582 - C

## Business Reply Postage

COST CENTER: Cost Center 11-0900-0407  
BONITA SPRINGS, FL

CAPS Customer ID:

DATE: 03/23/17

## Account Information

Account Number: 41683

Permit: BR 17-001

Company: BSU

Address: 11860 E TERRY ST  
BONITA SPRINGS, FL 34135-6127

Where Issued: n/a

Comments:

PO of Mailing: Cost Center 11-0900-0407 BONITA SPRINGS, FL

Current Balance: CAPS Debit  
Contact: UNKNOWN  
Phone Number: (239)123-4567  
Finance Number: 11-0900

PO of Permit: Cost Center 11-0900-0407 BONITA SPRINGS, FL

BRM Invoice Type: High-Volume BRM

Mailing Date: 03/23/2017						
						Final
TRANS# 201708207290684BM						
Letter Prices						
Line Seq#	Description	Weight Not Over (Ounces)	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B1	Postcards	0	0	0.340	0.096	0.000
B2	1 oz.	1	54	0.460	0.096	30.024
B3	2 oz.	2	0	0.670	0.096	0.000
B4	3 oz.	3	0	0.880	0.096	0.000
B5	3.5 oz.	3.5	0	1.090	0.096	0.000
B6	Nonmachinable Surcharge	3.5	0	0.210	0.000	0.000

Seq#	Description	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B33	Postage Due	0	0.000	0.000	0.000
					Total Postage: \$30.02

Closing Balance: CAPS Debit

Customer Reference ID

The above amount has been deducted from your advance deposit account.

Clerk Initials: TLH

Many -  
some of  
these  
were  
delivered  
on  
3/21

4  
3/22

42911  
3775  
TOTAL  
516



[Close Window](#)

P.S. 3582 - C

## Business Reply Postage

COST CENTER: Cost Center 11-0900-0407  
BONITA SPRINGS, FL

CAPS Customer ID:

DATE: 03/17/17

## Account Information

Account Number: 41683

Permit:

BR 17-001

Company: BSU

Address: 11860 E TERRY ST  
BONITA SPRINGS, FL 34135-6127

Where Issued: n/a

Comments:

PO of Mailing: Cost Center 11-0900-0407 BONITA SPRINGS, FL

Current Balance: CAPS Debit

Contact: UNKNOWN

Phone Number: (239)123-4567

Finance Number: 11-0900

Number:

Number:

Number:

Number:

PO of Permit: Cost Center 11-0900-0407 BONITA SPRINGS, FL

BRM Invoice Type: High-Volume BRM

Mailing Date: 03/17/2017						
						Final
TRANS# 201707607215994BM						
Letter Prices						
Line Seq#	Description	Weight Not Over (Ounces)	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B1	Postcards	0	0	0.340	0.096	0.000
B2	1 oz.	1	60	0.460	0.096	33.360
B3	2 oz.	2	0	0.670	0.096	0.000
B4	3 oz.	3	0	0.880	0.096	0.000
B5	3.5 oz.	3.5	0	1.090	0.096	0.000
B6	Nonmachinable Surcharge	3.5	0	0.210	0.000	0.000

Seq#	Description	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B33	Postage Due	0	0.000	0.000	0.000
Total Postage: \$33.36					

Closing Balance: CAPS Debit

Customer Reference ID

The above amount has been deducted from your advance deposit account.

Clerk Initials: TLH

[Close Window](#)

P.S. 3582 - C

Business Reply Postage

COST CENTER: Cost Center 11-0900-0407  
BONITA SPRINGS, FL

CAPS Customer ID:

DATE: 03/14/17

## Account Information

Account Number: 41683

Permit: BR 17-001

Company: BSU

Address: 11860 E TERRY ST  
BONITA SPRINGS, FL 34135-6127

Where: n/a

Issued:

Comments:

PO of Mailing: Cost Center 11-0900-0407 BONITA SPRINGS, FL

Current Balance: CAPS Debit

Contact: UNKNOWN

Phone Number: (239)123-4567

Finance Number: 11-0900

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BRM Invoice Type: High-Volume BRM

Mailing Date:03/14/2017						
						Final
TRANS# 201707307223196BM						
Letter Prices						
Line Seq#	Description	Weight Not Over (Ounces)	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B1	Postcards	0	0	0.340	0.096	0.000
B2	1 oz.	1	29	0.460	0.096	16.124
B3	2 oz.	2	0	0.670	0.096	0.000
B4	3 oz.	3	0	0.880	0.096	0.000
B5	3.5 oz.	3.5	0	1.090	0.096	0.000
B6	Nonmachinable Surcharge	3.5	0	0.210	0.000	0.000

Seq#	Description	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B33	Postage Due	0	0.000	0.000	0.000
					Total Postage: \$16.12

Closing Balance: CAPS Debit

Customer Reference ID

The above amount has been deducted from your advance deposit account.

Clerk Initials: TLH

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P.S. 3582 - C

## Business Reply Postage

COST CENTER: Cost Center 11-0900-0407  
BONITA SPRINGS, FL

CAPS Customer ID:

DATE: 03/10/17

## Account Information

Account Number: 41683

Permit:

BR 17-001

Company: BSU

Address: 11860 E TERRY ST  
BONITA SPRINGS, FL 34135-6127

Where Issued: n/a

Comments:

PO of Mailing: Cost Center 11-0900-0407 BONITA SPRINGS, FL

Current Balance: CAPS Debit

Contact: UNKNOWN

Phone Number: (239)123-4567

Finance Number: 11-0900

PO of Permit: Cost Center 11-0900-0407 BONITA SPRINGS, FL

BRM Invoice Type: High-Volume BRM

Mailing Date: 03/10/2017						
						Final
TRANS# 201706907193577BM						
Letter Prices						
Line Seq#	Description	Weight Not Over (Ounces)	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B1	Postcards	0	0	0.340	0.096	0.000
B2	1 oz.	1	183	0.460	0.096	101.748
B3	2 oz.	2	0	0.670	0.096	0.000
B4	3 oz.	3	0	0.880	0.096	0.000
B5	3.5 oz.	3.5	0	1.090	0.096	0.000
B6	Nonmachinable Surcharge	3.5	0	0.210	0.000	0.000

Seq#	Description	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B33	Postage Due	0	0.000	0.000	0.000
					Total Postage: \$101.75

Closing Balance: CAPS Debit

Customer Reference ID

The above amount has been deducted from your advance deposit account.

Clerk Initials: TLH



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P.S. 3582 - C

## Business Reply Postage

COST CENTER: Cost Center 11-0900-0407  
BONITA SPRINGS, FL

CAPS Customer ID:

DATE: 03/08/17

## Account Information

Account Number: 41683

Permit: BR 17-001

Company: BSU

Address: 11860 E TERRY ST  
BONITA SPRINGS, FL 34135-6127

Where Issued: n/a

Comments:

PO of Mailing: Cost Center 11-0900-0407 BONITA SPRINGS, FL

Current Balance: CAPS Debit

Contact: UNKNOWN

Phone Number: (239)123-4567

Finance Number: 11-0900

PO of Permit: Cost Center 11-0900-0407 BONITA SPRINGS, FL

BRM Invoice Type: High-Volume BRM

Mailing Date: 03/08/2017						
						Final
TRANS# 201706707370111BM						
Letter Prices						
Line Seq#	Description	Weight Not Over (Ounces)	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B1	Postcards	0	0	0.340	0.096	0.000
B2	1 oz.	1	10	0.460	0.096	5.560
B3	2 oz.	2	0	0.670	0.096	0.000
B4	3 oz.	3	0	0.880	0.096	0.000
B5	3.5 oz.	3.5	0	1.090	0.096	0.000
B6	Nonmachinable Surcharge	3.5	0	0.210	0.000	0.000

Seq#	Description	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B33	Postage Due	0	0.000	0.000	0.000
					Total Postage: \$5.56

Closing Balance: CAPS Debit

Customer Reference ID

The above amount has been deducted from your advance deposit account.

Clerk Initials: TLH

[Close Window](#)

P.S. 3582 - C

## Business Reply Postage

COST CENTER: Cost Center 11-0900-0407  
BONITA SPRINGS, FL

CAPS Customer ID:

DATE: 03/06/17

## Account Information

Account Number: 41683

Permit: BR 17-001

Company: BSU

Address: 11860 E TERRY ST  
BONITA SPRINGS, FL 34135-6127

Where Issued: n/a

Comments:

PO of Mailing: Cost Center 11-0900-0407 BONITA SPRINGS, FL

Current Balance: CAPS Debit

Contact: UNKNOWN  
Phone Number: (239)123-4567

Finance Number: 11-0900

PO of Permit: Cost Center 11-0900-0407 BONITA SPRINGS, FL

BRM Invoice Type: High-Volume BRM

Mailing Date: 03/06/2017						
						Final
TRANS# 201706507163715BM						
Letter Prices						
Line Seq#	Description	Weight Not Over (Ounces)	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B1	Postcards	0	0	0.340	0.096	0.000
B2	1 oz.	1	400	0.460	0.096	222.400
B3	2 oz.	2	0	0.670	0.096	0.000
B4	3 oz.	3	0	0.880	0.096	0.000
B5	3.5 oz.	3.5	0	1.090	0.096	0.000
B6	Nonmachinable Surcharge	3.5	0	0.210	0.000	0.000

Seq#	Description	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B33	Postage Due	0	0.000	0.000	0.000
Total Postage: \$222.40					

Closing Balance: CAPS Debit

Customer Reference ID

The above amount has been deducted from your advance deposit account.

Clerk Initials: TLH

[Close Window](#)

P.S. 3582 - C

## Business Reply Postage

COST CENTER: Cost Center 11-0900-0407  
BONITA SPRINGS, FL

CAPS Customer ID:

DATE: 03/02/17

## Account Information

Account Number: 41683

Permit: BR 17-001

Company: BSU

Address: 11880 E TERRY ST  
BONITA SPRINGS, FL 34135-6127

Where Issued: n/a

Comments:

PO of Mailing: Cost Center 11-0900-0407 BONITA SPRINGS, FL

Current Balance: CAPS Debit

Contact: UNKNOWN

Phone Number: (239)123-4567

Finance Number: 11-0900

PO of Permit: Cost Center 11-0900-0407 BONITA SPRINGS, FL

BRM Invoice Type: High-Volume BRM

Mailing Date:03/02/2017						
Final						
TRANS# 201706107320468BM						
Letter Prices						
Line Seq#	Description	Weight Not Over (Ounces)	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B1	Postcards	0	0	0.340	0.096	0.000
B2	1 oz.	1	457	0.460	0.096	254.092
B3	2 oz.	2	0	0.670	0.096	0.000
B4	3 oz.	3	0	0.880	0.096	0.000
B5	3.5 oz.	3.5	0	1.090	0.096	0.000
B6	Nonmachinable Surcharge	3.5	0	0.210	0.000	0.000

Seq#	Description	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B33	Postage Due	0	0.000	0.000	0.000
Total Postage: \$254.09					

Closing Balance: CAPS Debit

Customer Reference ID

The above amount has been deducted from your advance deposit account.

Clerk Initials: TLH



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P.S. 3582 - C

## Business Reply Postage

COST CENTER: Cost Center 11-0900-0407  
BONITA SPRINGS, FL

CAPS Customer ID:

DATE: 02/28/17

## Account Information

Account Number: 41683

Permit: BR 17-001

Company: BSU  
Address: 11860 E TERRY ST  
BONITA SPRINGS, FL 34135-6127

Where Issued: n/a

Comments:

PO of Mailing: Cost Center 11-0900-0407 BONITA SPRINGS, FL

Current Balance: CAPS Debit  
Contact: UNKNOWN  
Phone Number: (239)123-4567  
Finance Number: 11-0900

PO of Permit: Cost Center 11-0900-0407 BONITA SPRINGS, FL

BRM Invoice Type: High-Volume BRM

Mailing Date: 02/28/2017						
						Final
TRANS# 201705907363852BM						
Letter Prices						
Line Seq#	Description	Weight Not Over (Ounces)	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B1	Postcards	0	0	0.340	0.096	0.000
B2	1 oz.	1	901	0.460	0.096	500.956
B3	2 oz.	2	0	0.670	0.096	0.000
B4	3 oz.	3	0	0.880	0.096	0.000
B5	3.5 oz.	3.5	0	1.090	0.096	0.000
B6	Nonmachinable Surcharge	3.5	0	0.210	0.000	0.000

Seq#	Description	Number of Pieces	Postage per Piece	Per Piece Handling Charge	Postage
B33	Postage Due	0	0.000	0.000	0.000
Total Postage: \$500.96					

Closing Balance: CAPS Debit

Customer Reference ID

The above amount has been deducted from your advance deposit account.

Clerk Initials: TLH

# **EXHIBIT B**



# BSU Ballot Discrepancies

2016 and 2017

**JOHN D. SPEAR**Board Certified  
Real Estate Attorney**JAMES E. KERR**

Attorney

To: Board of Directors  
Bonita Springs Utilities, Inc.

Date: March 21, 2017

From: James E. Kerr

Re: 2017 Election Results

The following is a report of the results of the 2017 election for the Bonita Springs Utilities Board of Directors:

Number of Ballots Mailed:	24,252
Number of Ballots Received:	4,291 (17.69%)
Number of Invalid Ballots:	312 (07.27%)
Number of Valid Ballots:	3,979 (92.73%)

The following represents the results of the Ballot Tabulation on March 18, 2017, with the able assistance of the League of Women Voters of Lee County, Florida, and as certified by the Election Monitor and the Independent Observer, Cheryl Deavers, CPA, on the Master Tally Sheet attached hereto and incorporated herein as part of the Report:

Paul J. Atwood	2,555 Votes	64.21% Elected-3
Ben Nelson	2,274 Votes	57.15% Elected-3
Brian Farrar	2,134 Votes	53.63% Elected-3
Vincent Marchesani	1,933 Votes	48.58% Elected-2
Frank W. Liles, Jr.	1,872 Votes	47.05% Elected-1
John B. Mathes	1,809 Votes	45.46% Not Elected
James Lawson	1,575 Votes	39.58% Not Elected
Edward Fitzgerald	1,529 Votes	38.43% Not Elected
Jude Richvale	1,356 Votes	34.08% Not Elected
Steve Lohan	1,165 Votes	29.28% Not Elected

JOHN D. SPEAR

Board Certified  
Real Estate Attorney

JAMES E. KERR

Attorney

To: Board of Directors  
Bonita Springs Utilities, Inc.

Date: March 15, 2016

From: James E. Kerr

Re: 2016 Election Results

The following is a report of the results of the 2016 election for the Bonita Springs Utilities Board of Directors:

Number of Ballots Mailed:	23,773
Number of Ballots Received:	4,422 (18.60%)
Number of Invalid Ballots:	204 (04.61%)
Number of Valid Ballots:	4,218 (95.39%)

The following represents the results of the Ballot Tabulation on March 12, 2016, with the able assistance of the League of Women Voters of Lee County, Florida, and as certified by the Election Monitor and the Independent Observer on the Master Tally Sheet attached hereto and incorporated herein as part of the Report:

Robert Bachman	2,891 Votes	68.54% Elected
Henry Hochstetler	2,620 Votes	62.11% Elected
Robert Sharkey	2,319 Votes	54.98% Elected
Edward P. Fitzgerald	1,799 Votes	42.65% Not Elected
Steve Lohan	1,262 Votes	29.82% Not Elected
Ralph Lee	1,167 Votes	27.67% Not Elected

# 2017 BSU Election

- Ballot Forms Mailed 24,252
- Ballots Received (per BSU) 4,291
- Business Reply ballots (per PO) 3,775
- **Ballot Discrepancy 516**

- *Question for BSU: “How did 516 additional ballots get to Mr. Kerr?”*



# 2016 BSU Election

- Ballot Forms Mailed 23,773
  - Ballots Received (per BSU) 4,422
  - Business Reply ballots (per PO) 3,836
  - Ballot Discrepancy 586
- 
- Question for BSU: "How did 586 additional ballots get to Mr. Kerr?"

# **Discrepancy is Significant**

- 2017 – at least 4 “losing” candidates could have won if all missing ballots cast for them.
- 2016 – Mr. Fitzgerald would have won if missing ballots cast for him.
- May only be the tip of the iceberg

## **A possible scenario**

- 2017 Foreign ballots mailed 803
- 2016 Foreign ballots mailed 702
- 2017 Ballots missing 516
- 2016 Ballots missing 586

**Returned foreign ballots are not counted via  
BSU's business reply permit and foreign ballots  
are numerically enough to solve discrepancy.**

## But Extremely Improbable

- 2017 Overall percent voting (per BSU) 17.69%
  - 2017 Overall percent voting (per BSU) 18.60%
  - 2017 Foreign percent voting (scenario) 64.26%
  - 2016 Foreign percent voting (scenario) 83.46%
- 
- Foreigners Have to pay for expensive postage
  - These foreigners are less involved in community since they are snowbirds, foreign year-round residents get their mail locally in Bonita



## **More anomalies**

- No response by incumbents to sale of our reclaimed water for pennies on the dollar to RCS (Resource Conservation Systems) and other issues raised by challengers
- Challengers have never won in 26 years.

# **BSU Election Control**

- BSU hand picks election monitors they favor
- BSU mails bar coded ballots to whom they wish
- Candidates are kept in the dark and may not be present at any stage of the election process
- Election Monitor Mr. Kerr is not responsive
- Association members (such as in condos at Spanish Wells) can not vote which reduces the “eligible” votes by half

# **Our Suggestions**

- **Appoint an advisory board to review BSU issues**
- **Appoint Mr. Fitzgerald as chairman and Mr. Richvale as vice chairman.**
- **Give the board a sufficient budget to get the job done**

# **Contact Info**

- Jude Richvale [juder@gisdba.com](mailto:juder@gisdba.com) 494-8225
- Ed Fitzgerald  
[firechieffitzgerald191@gmail.com](mailto:firechieffitzgerald191@gmail.com)